

1 CHIEF JUDGE RICARDO S. MARTINEZ  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
SEATTLE, WASHINGTON

9 UNITED STATES OF AMERICA, ) Case No: 2:20-cr-00128-RSM  
10 Plaintiff, )  
11 vs. ) ORDER CONTINUING TRIAL DATE  
12 WILMER AVILA-GAMEZ, )  
13 Defendant. ) Note on Motion Calendar: March 19,  
14 ) 2021  
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Having considered the record and Mr. Avila-Gamez's motion, the Court FINDS that the ends of justice served by granting a continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(i), (iv). The COURT, among other things, credits the defendant's assertions regarding the need for review and finalization of a potential resolution, and the challenges posed by the current COVID-19 pandemic to sustained attorney-client communication to do so.

IT IS THEREFORE ORDERED that the parties' motion to continue the trial date is GRANTED. Trial is rescheduled for July 19, 2021. Pretrial motions are due June 3, 2021.

IT IS FURTHER ORDERED that the time between the date of this Order and July 19, 2021, is excluded in computing the time within which trial must commence because the ends of justice served by granting this continuance outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). Failure to grant this continuance

1 would likely make trial impossible and result in a miscarriage of justice, and would deny  
2 counsel for the defendant and government counsel the reasonable time necessary for  
3 effective preparation, as well as the real possibility of resolution of the matter and taking into  
4 account the exercise of due diligence. *Id.* § (B)(i), (iv).

5 Dated this 25<sup>th</sup> day of March, 2021.  
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9 RICARDO S. MARTINEZ  
10 CHIEF UNITED STATES DISTRICT JUDGE  
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12 Presented by:  
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14 /s/ Zach Jarvis  
15 ZACHARY JARVIS  
16 Counsel for Wilmer Avila-Gamez  
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